

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA

Envelope ID: 45750432

NO. 417-53803-2020

IN THE INTEREST OF	§	IN THE DISTRICT COURT
	§	
S.L, J.L. AND L.L.	§	417TH JUDICIAL DISTRICT
	§	
CHILDREN	§	COLLIN COUNTY, TEXAS

APPLICATION AND AFFIDAVIT FOR EMERGENCY TEMPORARY RESTRAINING ORDER, TEMPORARY INJUNCTIONS AND FOR FURTHER TEMPORARY ORDERS

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES: Kelly Long, Respondent/Mother and files this Respondent's Application for Emergency Temporary Restraining Order and Injunctions and for Further Temporary Orders against, Michael Long, Petitioner/Father and in support thereof, shows the court the following:

Respondent requests that Petitioner, Michael Long and any agents acting on behalf of Michael Long be temporarily restrained immediately, without hearing, pending the further order of this Court, from doing or causing to be done, directly or indirectly, any of the following acts:

1. Communicating with Respondent or Respondent's family members except through counsel.
2. Threatening Respondent in person, by telephone, or in writing to take unlawful action against any person.
3. Placing one or more telephone calls, anonymously, at any unreasonable hour, in an offensive and repetitious manner, or without a legitimate purpose of communication.
4. Causing bodily injury to Respondent, the children subject of this suit, or Respondent's family.

5. Threatening Respondent, the children or Respondent's family with imminent bodily injury.
6. Coming within 1000 yards of Respondent's residence, place of employment, or the school or daycare facility of the children subject of this suit.
7. Disturbing the peace of the children or of another party.
8. Disrupting or removing the children from the school or childcare facility in which the children are enrolled or approaching the children at any location.
9. Hiding or secreting the children from Respondent.
10. Removing the children from Collin County, Texas or the United States.
11. Posting or publicizing the children, Respondent, Respondent's family or any other parties to this suit on a public platform or on social media.
12. Having any contact with the children subject of this suit.
13. Having any possession of the children subject of this suit.
14. Following, stalking, tracking, harassing Respondent, the children, or Respondent's family in any manner.

As the basis for the extraordinary relief requested below, Respondent would show that before the filing of this application, Petitioner has engaged in the conduct stated in the affidavit and evidence of the posts made attached as **Exhibit "A"** and incorporated by reference for all intents and purposes. Respondent and the children subject of this suit will suffer irreparable harm, damage, and injury unless Respondent is restrained immediately and without notice and hearing from committing the acts described above, because Petitioner is harming both Respondent and the children subject of this suit.

Respondent has no adequate remedy at law for the harm and damage Respondent and the

children have and will suffer as a result of Petitioner's conduct.

ATTORNEY'S FEES AND EXPENSES

It was necessary for Kelly Long to secure the services of AMBER K. SHEMESH, a licensed attorney, to preserve and protect Respondent's rights. Petitioner, Michael Long should be ordered to pay reasonable attorney's fees, expenses, and costs through trial and appeal, and a judgment should be rendered in favor of this attorney and against Petitioner and be ordered paid directly to Respondent's attorney, who may enforce the judgment in the attorney's own name. Respondent requests post judgment interest as allowed by law.

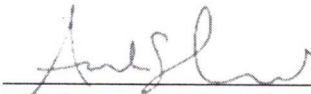
PRAYER

WHEREFORE, PREMISES CONSIDERED, Respondent prays that citation and notice issue as required by law and that the Court enter its orders in accordance with the allegations contained in this application, including the following;

- a. Respondent prays that the Court immediately grant an emergency temporary restraining order restraining Petitioner Michael Long in conformity with the allegations of this pleading, from the acts set forth above;
- b. Award Respondent all reasonable and necessary costs and attorney's fees for the filing, preparing, and attendance at a hearing on this application by a reasonable date certain; and
- c. For any further relief, both general and specific, to protect the children's best interest and to which Respondent may show herself to be justly entitled, and anything else that the Court deems fair and just.

Respectfully submitted,

By: _____



Amber Shemesh

Texas Bar No. 24075066

Email: amber@shemeshfamilylaw.com

12222 Merit Drive, Suite 1200

DALLAS, TX 75251

Tel. (214) 432-2501

Fax. (214) 432-2510

Attorney for Respondent, Kelly Long



NO. 417-53803-2020

IN THE INTEREST OF

S.L, J.L. AND L.L.

MINOR CHILDREN

§
§
§
§

IN THE DISTRICT COURT

417th JUDICIAL DISTRICT

COLLIN COUNTY, TEXAS

AFFIDAVIT FOR KELLY LONG

Kelly Long appeared in person before me today and stated under oath:

"My name is Kelly Long. I am above the age of eighteen years, and I am fully competent to make this affidavit. The facts stated in this affidavit are within my personal knowledge and are true and correct.

My name is Kelly Long and I am the Respondent/ Mother to Sophie Long, born on September 16, 2010, Jack Long born on November 11, 2011 and Lucas Long born on December 19, 2013. Their Father and Petitioner is Michael Long (hereinafter known as "Michael"). Kourtney Chalmers, (hereinafter known as "Kourtney"), Step-mom of the children.

On August 14, 2020, Michael Long was supposed to meet me in Waco, Texas to exchange the children pursuant to the Court's orders and failed to do so. Michael failed to meet with me in Waco at 6:00PM, he failed to meet me in Waco at all. I drove to his residence where police were waiting and I was able to get possession of our boys, but Michael failed to release Sophie.

On August 18, 2020, Michael Long was supposed to meet me in Waco, Texas to exchange the children pursuant to the Court's orders and failed to do so. Michael arrived at a little before 9:00PM and refused to allow Sophie to come with me and my mother despite the Court's orders. Moreover, he called the police to come claiming in front of our daughter that I

was harming her while attempting to take off her seatbelt.

Michael has a history of failing to follow court orders and causing issues at the last 2 exchanges of the children.

On August 25, 2020 at 6:00PM, my children were finally returned to me. My kids were in the same clothes that I saw them in on Monday, August 24, 2020. When we got home, Jack and Lucas stated that their toes hurt and asked if I could clip their toenails since the last time, they were with me. Sophie has gained so much weight that none of her clothes fits her and she refuses to change the clothes that she has had on since I saw her Monday, August 24. My daughter was given a cell phone by her Father Michael Long, which I was not aware of. I took the phone away from her and turned it off. As soon as I did that, I received a text message from Michael stating that I was further emotionally harming Sophie. Sophie did not stop screaming until 10:00PM and threatened to kill herself if the cell phone was taken away from her.

At this exchange on August 25, 2020, Michael failed to assist in any way with getting Sophie out of his vehicle and exchanging her with me. Moreover, he made the exchange worse. His lack of assistance was extremely harmful to Sophie and the children. Michael was in the police station with the children before I even arrived. I also saw him speaking about the issues of sexual abuse and the false allegations he has claimed in the case to the officers in the presence and hearing of our children, which is extremely harmful to their emotional and mental wellbeing. I am very much in fear that Michael has caused these issues with Sophie and possible other issues with our sons Jack and Lucas and that he is making the situation even worse.

Currently, Sophie is being seen by experts here in Collin County. I fear that her behavior and threats will worsen if she continues communication with Michael at this time. Further, I fear that should Michael have possession of the children, that he will leave the country, as he has

posted on Facebook just that and that he will go to a country where we will not be able to find them. In the very least I fear that Michael will cause more issues by taking Sophie to even more doctors and experts until he gets the answers he wants to hear, and that he will cause scenes at our exchanges.

Michael has 2 private investigators or friends or his following me since August 24, 2020, one of these persons was present at the exchange on August 25, 2020. Michael has made several posts previously on Facebook and other public forms and I am terrified of what may happen to me, the children and my mother. I am scared these friends of his may attempt to run me off the road, or cause physical harm to us.

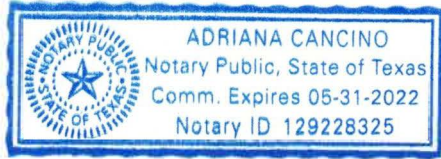
Since the last hearing on August 12, 2020, Michael has not put the children in school, they have all missed their Zoom classes which is deeply disturbing since he has all their school information and was aware that school was in session and that it is in their best interests to attend school. The children have not been fed properly in Michael's care.

I believe that my children's mental health and physical well being are at risk if they have any visitation with Michael and that they will endure harm by him both directly and indirectly. Furthermore, they will not have access to education for the next week if they remain in Michael's care, not be properly fed and cleaned. I am worried that Michael will further emotionally damage them if they are forced to go back, I am asking for my children continue to remain with me, continue in their current schools, and get the treatment they need, here in Collin County and that Michael Long be temporarily restrained from having any possession of or access to the children.

Kelly Long

SIGNED under oath before me on

August 24, 2020



Adriana Cancino

Notary Public, State of Texas

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Adriana Cancino on behalf of Amber Shemesh
Bar No. 24075066
acancino@shemeshfamilylaw.com
Envelope ID: 45750432
Status as of 8/27/2020 11:59 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Elizabeth A.Nielsen		enielsen@galyen.com	8/27/2020 11:52:56 AM	SENT
Celia Morgan		cmorgan@galyen.com	8/27/2020 11:52:56 AM	SENT
Kim Scroggins		kim@mohrlawfirm.com	8/27/2020 11:52:56 AM	SENT
Taylor Mohr		taylor@mohrlawfirm.com	8/27/2020 11:52:56 AM	SENT
Taylor MMohr		taylor@mohrlawfirm.com	8/27/2020 11:52:56 AM	SENT
Mary Spring		maryspring@mohrlawfirm.com	8/27/2020 11:52:56 AM	SENT

Associated Case Party: Michael Long

Name	BarNumber	Email	TimestampSubmitted	Status
Meredith Mallonee Chacon	24034980	info@ccatxlaw.com	8/27/2020 11:52:56 AM	SENT

Associated Case Party: Kelly Long

Name	BarNumber	Email	TimestampSubmitted	Status
Amber Shemesh		amber@shemeshfamilylaw.com	8/27/2020 11:52:56 AM	SENT
Adriana Cancino		acancino@shemeshfamilylaw.com	8/27/2020 11:52:56 AM	SENT
Alexandra Willen		awillen@shemeshfamilylaw.com	8/27/2020 11:52:56 AM	SENT